

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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NEW YORKERS AGAINST CONGESTION :  
PRICING TAX, *et al.*, :  
: Plaintiffs, :  
: : No. 1:24-cv-00367-LJL  
v. :  
: :  
UNITED STATES DEPARTMENT OF :  
TRANSPORTATION, *et al.*, :  
: Defendants. :  
----- x  
MICHAEL MULGREW, *et al.*, :  
: :  
: Plaintiffs, :  
: :  
v. : No. 1:24-cv-01644-LJL  
: :  
UNITED STATES DEPARTMENT OF :  
TRANSPORTATION, *et al.*, :  
: Defendants. :  
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**DECLARATION OF ANDREW G. FRANK**

I, Andrew G. Frank, declare as follows:

1. I am an Assistant Attorney General in the New York State Attorney General's Office, counsel for the New York State Department of Transportation (the "Department") in the above-captioned matters.
2. I submit this declaration in support of the Department's motion to dismiss the Department from the above-captioned matters.

3. Attached to this declaration as Exhibit A is a true and complete copy of the Executive Summary of the Final Environmental Assessment for the proposed Central Business District Tolling Program, dated April 2023.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct.

Executed on March 18, 2024

*AG.RL*

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Andrew G. Frank  
Assistant Attorney General  
New York State Attorney General's  
Office  
28 Liberty Street  
New York, NY 10005  
Telephone: (212) 416-8271  
E-mail: andrew.frank@ag.ny.gov